

06-15-01

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JC872 U.S. PTO
09/881283

06/14/01

UTILITY
PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	BSC-031CN
First Named Inventor	Crowley
Title	Readable Probe Array for In-Vivo Use

APPLICATION ELEMENTS

ADDRESS TO: Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
2. ☐ Small Entity Status
☐ Applicant claims small entity status
☐ Status established in prior application and is still proper and desired
3. ☒ Specification and Drawings [Total Pages 22]
 - Written Description - (10 pages)
 - Claims - (4 pages)
 - Abstract - (1 page)
 - Sheets of Drawings - (7 sheets)
☐ Formal
☒ Informal
4. ☒ Oath or Declaration [Total Pages 3]
 a. ☐ Newly executed (original)
 b. ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
[Note Box 5 below]
5. ☒ Incorporation by Reference (usable if Box 4b is checked)
 The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☒ Application Data Sheet
7. ☐ Nucleotide and/or Amino Acid Sequence Submission
☐ Computer Readable Copy
☐ Paper Copy (identical to computer copy)
☐ CD (identical to computer copy)
☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☐ 37.CFR 3.73(b) Statement (when there is an assignee)
☐ Power of Attorney
9. ☐ English Translation Document *(if applicable)*
10. ☐ Information Disclosure Statement (IDS)/PTO-1449
☐ Copies of IDS Citations
11. ☒ Preliminary Amendment (Total including drawings 29 pgs.)
☒ Formal Drawings [Total Sheets 7]
☐ Letter to Official Draftsperson Including Drawings [Total Pages]
12. ☒ Return Receipt Postcard
13. ☐ Certified Copy of Priority Document(s)
14. ☐ Deletion of Inventor(s)
 Signed statement attached deleting inventor(s) named in the prior application.
15. ☐ CD in duplicate for large table or computer program.
16. ☒ Other:
☒ Copy of Associate Power of Attorney in prior application 09/233,409 (2 pgs.)

17. ☒ If a CONTINUING APPLICATION, amend the specification by inserting on page 1, before the first line, the sentence:
 --This is a
☒ continuation ☐ divisional ☐ continuation-in-part of prior application Serial No. 09/233,409 filed on January 19, 1999, the entire disclosure of which is incorporated by reference herein.--
 Priority to the above application(s) is claimed under 35 U.S.C. 120.

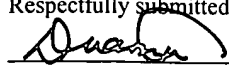
18. ☒ Priority - 35 U.S.C. 119
☒ Priority of application Serial No. 60/071,906 filed on January 20, 1998 in U.S. is claimed under 35 U.S.C. 119.
☐ The certified copy has been filed in prior U.S. application Serial No. ____/____ on ____.
☐ The certified copy will follow.

CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator
 Testa, Hurwitz & Thibault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110
 Tel. No.: (617) 248-7000
 Fax No.: (617) 248-7100

SIGNATURE BLOCK

Date: June 14, 2001
 Reg. No. (Limited Recognition)
 Tel. No.: (617) 248-7808
 Fax No.: (617) 248-7100

Respectfully submitted,

 Duan Wu
 Attorney for Applicant
 Testa, Hurwitz & Thibault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110

2116327

FEE TRANSMITTAL

FY 2001

Complete if Known

Application Serial Number	Not Yet Assigned
Filing Date	Herewith
First Named Inventor	Crowley
Group Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket No.	BSC-031CN

METHOD OF PAYMENT

1. ☒ Payment Enclosed:
☒ Check ☐ Money Order ☐ Other
2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.
☐ Required Fees (copy of this sheet enclosed).
☒ Additional fee required under 37 CFR 1.16 and 1.17.
☒ Overpayment Credit.
3. ☐ Applicant claims small entity status.

FEE CALCULATION

1. FILING FEE

Large Entity		Fee (\$)	Fee Description	Fee Paid	
		710	Utility filing fee	710.00	
		320	Design filing fee		
		150	Provisional filing fee		
		Number Filed	Number Extra	Rate	Amount
Total Claims		76	- 20 = <u>56</u>	x \$ 18.00 =	1,008.00
Independent Claims		2	- 3 = <u>0</u>	x \$ 80.00 =	
<input type="checkbox"/> Multiple Dependent Claim(s), if any				\$270.00 =	
TOTAL:					1,718.00
SMALL ENTITY DISCOUNT:					
SUBTOTAL (1)				(\$)	1,718.00

2. AMENDMENT CLAIM FEES

Claims	Highest No.	Present	Rate	Fee Paid
Remaining	Previously	Extra		
After Amend.	Paid For			
Total	-	=	x \$ 18.00 =	
Indep.	-	=	x \$ 80.00 =	
<input type="checkbox"/> First Presentation of Multiple Dep. Claim			+ \$270.00 =	
TOTAL:				(\$)
SMALL ENTITY DISCOUNT:				(\$)
SUBTOTAL (2)				(\$) 0.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	For filing a request for reexamination	
110	55	Extension for reply within first month	
390	195	Extension for reply within second month	
890	445	Extension for reply within third month	
1,390	695	Extension for reply within fourth month	
1,890	945	Extension for reply within fifth month	
310	155	Notice of Appeal	
310	155	Filing a brief in support of an appeal	
270	135	Request for oral hearing	
130	130	Petitions to the Commissioner	
50	50	Petitions related to provisional applications	
180	180	Submission of Information Disclosure Statement	
710	355	Filing a submission after final rejection (37 CFR 1.129(a))	
710	355	For each additional invention to be examined (37 CFR 1.129(b))	
Other fee (Specify)			
Other fee (Specify)			

SUBTOTAL (3) (\$) 0.00

SUBTOTAL (1) 1,718.00

SUBTOTAL (2) 0.00

SUBTOTAL (3) 0.00

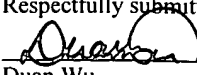
TOTAL (\$) 1,718.00

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Label No. EL653 4446174S

**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE
UNITED STATES PATENT AND TRADEMARK OFFICE**

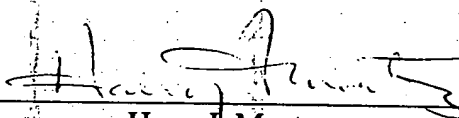
COPY

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

Duan Wu is hereby given limited recognition under 37 CFR § 10.9(b) to prosecute patent applications in which he represents only applicants in patent applications wherein the applicant is a client of the law firm of Testa, Hurwitz & Thibault, LLP, and a member of the firm who, in turn, is a registered patent attorney or agent, is the attorney of record in the applications. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Duan Wu ceases to lawfully reside in the United States, (ii) Duan Wu's his employment with the law firm of Testa, Hurwitz & Thibault, LLP ceases or is terminated, or (iii) Duan Wu ceases to remain or reside in the United States on an H-1B visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the United States Patent and Trademark Office.

Expires: May 19, 2001



**Harry I. Moatz
Director of Enrollment and Discipline**